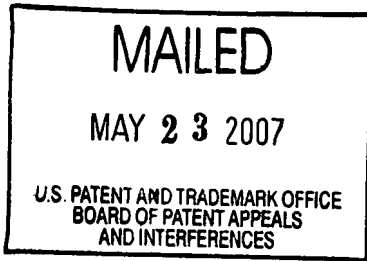


UNITED STATES PATENT AND TRADEMARK OFFICE



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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte GILBERT WOLRICH, MATTHEW J. ADILETTA,  
WILLIAM R. WHEELER, DEBRA BERNSTEIN  
and DONALD F. HOOPER

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Application 10/069,229

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on February 16, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed June 4, 2004 (page 2 was not signed by the examiner). It is not apparent from the record that the examiner considered the statements submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Application 10/069,229

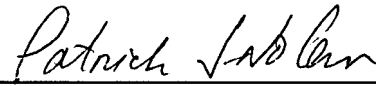
Accordingly, it is

**ORDERED** that the application is being electronically returned to the

Examiner:

- 1) for consideration of the Information Disclosure Statement,
- 2) to notify appellant in writing of such consideration; and
- 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:   
PATRICK J. NOLAN  
Deputy Chief Appeals Administrator  
(571) 272-9797

PJN/gjh

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